

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

KODY BRACE,

Plaintiff,

v.

JEREMY BEAN, et al.,

Defendants.

Case No. 2:24-cv-02225-CDS-EJY

**ORDER**

On November 27, 2024, Plaintiff submitted a Civil Rights Complaint under 42 U.S.C. § 1983 along with exhibits. ECF Nos. 1-1, 1-2. Plaintiff neither paid the \$405 filing fee nor submitted an application to proceed *in forma pauperis*, one of which is necessary to commence a civil action. If Plaintiff wants to proceed without prepaying the filing fee he may do so under 28 U.S.C. § 1915(a) and Local Rule LSR 1-2.

To apply for *in forma pauperis* status, Plaintiff must submit **three** required documents to the Court including: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, on this Court's approved form (*i.e.* pages 1 through 3 with the inmate's two signatures on page 3), (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official (*i.e.* page 4 of this Court's approved form), and (3) a copy of the **inmate's prison or jail trust fund account statement for the previous six-month period**.

Accordingly, IT IS HEREBY ORDERED that on or before **February 28, 2025**, Plaintiff must either pay the \$405 filing fee for a civil action or file with the Court: (1) a complete **Application to Proceed in Forma Pauperis for Inmate** on the Court's approved form; (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate's prison or jail trust fund account statement for the previous six-month period**.

IT IS FURTHER ORDERED that the Clerk of the Court **must** send Plaintiff the approved form application to proceed *in forma pauperis* for an inmate and information and instructions for filing the same.

1 IT IS FURTHER ORDERED that the Court will retain Plaintiff's Complaint (ECF No. 1-1)  
2 but will not file it at this time.

3 IT IS FURTHER ORDERED that failure to pay the \$405 filing fee or file a complete  
4 application to proceed *in forma pauperis* on or before **February 28, 2025**, will result in a  
5 recommendation to dismiss this action **without prejudice**. A dismissal without prejudice allows  
6 Plaintiff to file his case with the Court, under a new case number, when he is able to comply with  
7 LSR 2-1 and file a complete application to proceed *in forma pauperis* or pay the required filing fee.

8 Dated this 22nd day of January, 2025.

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11 ELAYNA J. YOUCHAH  
12 UNITED STATES MAGISTRATE JUDGE  
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